

FILED

AO 91 (Rev. 08/09) Criminal Complaint

OCT 03 2011

UNITED STATES DISTRICT COURT

for the

Western District of Texas

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY [Signature]
DEPUTY CLERK

United States of America

v.

Jose Lopez

Case No.

EP: 11-M-04844-DCS

2329

BG

GG/Sm

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of June 24, 2011 in the county of El Paso in the
Western District of Texas, the defendant(s) violated:

Code Section

Title 18, U.S.C. Section 1073

Offense Description

move and travel in interstate and foreign commerce with the intent to avoid prosecution under the laws of the State of Texas, for crimes which are felony offenses under the laws of the State of Texas.

This criminal complaint is based on these facts:

See the attached Probable Cause Statement hereby incorporated by reference as if fully restated herein.

☒ Continued on the attached sheet.Wesley A. Tidwell
Complainant's signature

Wesley A. Tidwell, FBI Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 10/03/2011[Signature]
Judge's signatureCity and state: El Paso, Texas

David C. Guadarrama, U.S. Magistrate Judge

Printed name and title

PROBABLE CAUSE STATEMENT

1. I, Wesley A. Tidwell, hereinafter referred to as Complainant, am a Special Agent for the Federal Bureau of Investigation, and am assigned to investigate violations of Federal Criminal Law, including Flight to Avoid Prosecution, do hereby state:
2. On August 25, 2011, Complainant learned that an arrest warrant was issued by the State of Texas for Jose Lopez on June 24, 2011. Lopez was indicted on three counts of aggravated sexual assault of a child and two counts of indecency with a child - sexual assault, both of which constitute felony offenses in the State of Texas. From the investigation conducted by the El Paso Police Department, it is believed that Lopez, a native of Mexico, fled to that country.
3. On September 14, 2011, the El Paso District Attorney's Office requested, in writing, federal assistance in locating and arresting Lopez as it is believed that he has fled the state of Texas with the intent to avoid prosecution. The El Paso County Sheriff's Office will extradite Lopez upon his arrest.
4. On October 3, 2011, the aforementioned facts were presented to Assistant United States Attorney (AUSA) Steve Jurecky, Western District of Texas, El Paso, Texas. AUSA Jurecky authorized the filing of this complaint charging Lopez with violation of Title 18, United States Code, Section 1073, Flight to Avoid Prosecution.